

Dated: January 13, 2015, 10:52 AM

The following is ORDERED:



A handwritten signature in black ink, appearing to read "Niles Jackson".

Niles Jackson
United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

IN RE:

WILLIAM H. ROLIN,

Debtor.

WILLIAM H. ROLIN
and LORA ROLIN,

Plaintiffs,

v.

U.S. BANK NATIONAL ASSOCIATION
AS TRUSTEE FOR MORGAN STANLEY
MORTGAGE LOAN TRUST 2007-6XS;
AMERICAN SOUTHWEST MORTGAGE CORP.;
FAA MORTGAGE CORPORATION; SAXON
MORTGAGE SERVICES, INC.; MORGAN
STANLEY DEAN WITTER CAPITAL I, INC.;
WELLS FARGO BANK, N.A.; MORGAN
STANLEY CAPITAL I, INC.; MORTGAGE
ELECTRONIC REGISTRATION SYSTEM, INC.;
JANE DOES 1-10; and JOHN DOES 1-1000,

Defendants.

Bk. No. 12-16236 NLJ
Chapter 13

AP No. 13-01030

ORDER

B 15-004

NOW, on this 10th day of December, 2014, comes on for trial the Complaint filed herein by the Plaintiffs, William H. Rolin and Lora Rolin, as against the Defendant American Southwest Mortgage Corp. ("ASMC"). Plaintiffs are represented by Roland V. Combs, III and Sherry L. Doyle; Defendant ASMC is represented by Gary L. Giessmann.

After hearing the testimony of three witnesses duly sworn, having reviewed the pleadings filed in this action, having heard argument of counsel, and having considered all evidence as presented by the parties (including the Note represented by ASMC as the original, of which a copy was made by the Court and admitted as Court's Exhibit #I, with the original Note returned to ASMC as reflected by the record), the Court finds for purposes of standing and jurisdiction of this court that ASMC is the owner and holder of a certain Balloon Note which was made, executed and delivered by the Plaintiff William H. Rolin on December 15, 2006 having a face value of \$90,000.00; that the Plaintiffs William H. Rolin and Lora Rolin made, executed and delivered a mortgage securing said note on the same date; and that judgment should be, and is hereby, granted to Defendant ASMC.

The Court further finds that the issues remaining between the parties are justiciable in state court, and further proceedings related to the rights of the parties are referred to the pending foreclosure in the District Court of McClain County.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT judgment in this action shall be entered in favor of the Defendant, American Southwest Mortgage Corp.

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APPROVED FOR ENTRY:

/s/ Gary L. Giessmann

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/s/ Roland V. Combs, III

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